

## Meyers, Steven

**From:** Laufer, Pinchus  
**Sent:** Thursday, July 04, 2002 1:05 PM  
**To:** Weinhardt, Robert; Reese, Randolph  
**Cc:** Dorner, Kenneth; Meyers, Steven  
**Subject:** RE: Special under 1.496(b)?

We just had one here - We denied on 2 counts: (1) it was a continuation of a PCT (filed under 1.111 not under 1.371) (2) claims were not identical

-----Original Message-----

**From:** Weinhardt, Robert  
**Sent:** Monday, June 17, 2002 1:28 PM  
**To:** Reese, Randolph; Laufer, Pinchus  
**Cc:** Dorner, Kenneth; Meyers, Steven  
**Subject:** RE: Special under 1.496(b)?

Thanks Randy. Raquel Alvarez in 3622 has one. I will let her know to contact you.

-----Original Message-----

**From:** Reese, Randolph  
**Sent:** Monday, June 17, 2002 1:24 PM  
**To:** Laufer, Pinchus; Weinhardt, Robert  
**Cc:** Dorner, Kenneth; Meyers, Steven  
**Subject:** RE: Special under 1.496(b)?

To my knowledge, we have never had one of these either. However, I agree with Bob in that these would require more scrutiny than might be given by the examiner. Bob, if you have one of these, or know of an examiner that has one, please send it to us or have the examiner send it to us. We will look it over and come up with a procedure for reviewing these. Thanks for the heads-up.

Randy

-----Original Message-----

**From:** Laufer, Pinchus  
**Sent:** Monday, June 17, 2002 12:34 PM  
**To:** Weinhardt, Robert  
**Cc:** Reese, Randolph  
**Subject:** RE: Special under 1.496(b)?

I've never seen one. How is it handled in 3600?

-----Original Message-----

**From:** Weinhardt, Robert  
**Sent:** Monday, June 17, 2002 12:27 PM  
**To:** Laufer, Pinchus  
**Subject:** Special under 1.496(b)?

How do you handle a paper requesting expedited examination under 1.496(b)? Effectively, if applicant gets a clean 409 and files only claims in a 371 that match the Chapter II, then he's supposed to be taken up out of turn. I looked in our petitions chart and it's not mentioned as a SPRE petition, but it's not automatic either. Do you guys review these or leave them to the examiner? I don't recall seeing them. I think the claims would have to be reviewed and maybe even filing status to make sure it is under 371. At least it takes a little more than health or age specials.